

SUPPORT FOR THE AMENDMENTS

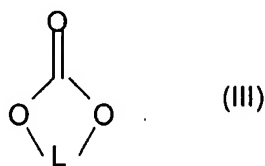
Newly-added Claims 11-20 are supported by the specification and the original claims. Accordingly, no new matter is believed to have been added to the present application by the amendments submitted above.

REMARKS

Claims 11-20 are pending. Favorable reconsideration is respectfully requested.

Applicants would like to thank Examiner Balasubramanian for the helpful regarding claim amendments.

The present invention relates to a process for preparing an alkoxycarbonylaminotriazine of the formula I. See Claim 11. An important feature of the claimed process is the use of a cyclic carbonic ester of the formula III:



where L is as defined in Claim 11.

The rejections of the claims under 35 U.S.C. §102(b) or §103(a) over Flood et al. is respectfully traversed.

Flood et al. describe a process for preparing 1,3,5-triazines using an acyclic carbonate. See the Abstract and column 8, line 42 to column 10, line 35. The reference fails to disclose a cyclic carbonate of the formula III as specified in Claim 11. Accordingly, Flood et al. fail to disclose the claimed process.

Moreover, the reference actually teaches away from the use of cyclic carbonates. At column 8, lines 44-49, the reference states:

A wide variety of acyclic organic carbonates are suitable for use in the process of the present invention. The term 'acyclic' in the context of the present invention is meant to exclude the cyclic carbonates such as alkylene carbonates (for example ethylene carbonate)...

Since the claimed process uses the very cyclic carbonates taught away from by Flood et al., the process of the present invention is certainly not suggested by the reference!

In view of the foregoing, the claimed process is neither anticipated by nor obvious over Flood et al. Accordingly, withdrawal of these grounds of rejection is respectfully requested.

Withdrawal of this ground of rejection is respectfully requested.

The rejection of the claims under 35 U.S.C. §112, second paragraph, is believed to be obviated by the amendments submitted above. The issues raised in the Office Action are believed to have been addressed in the newly-added claims. In view of the foregoing, the claims are definite within the meaning of 35 U.S.C. §112, second paragraph. Withdrawal of this ground of rejection is respectfully requested.

Applicants submit that the present application is in condition for allowance. Early notice to this effect is earnestly solicited.

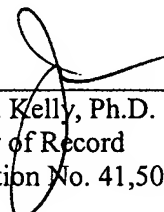
Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Customer Number

22850

Tel: (703) 413-3000
Fax: (703) 413 -2220
(OSMMN 06/04)



James J. Kelly, Ph.D.
Attorney of Record
Registration No. 41,504